

Notice of Allowability

Application No.

10/084,238

Examiner

Samson B. Lemma

Applicant(s)

MUKAI ET AL.

Art Unit

2132

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to amendment after final filed on 08/09/2006.
2. ☒ The allowed claim(s) is/are 7-35 and 41-60.
3. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
 - a) ☐ All b) ☐ Some* c) ☐ None of the:
 1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

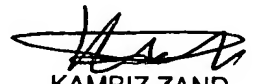
* Certified copies not received: _____.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.
THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
 5. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
 - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
 - 1) ☐ hereto or 2) ☐ to Paper No./Mail Date _____.
 - (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date _____.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

1. ☐ Notice of References Cited (PTO-892)
2. ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☐ Information Disclosure Statements (PTO-1449 or PTO/SB/08),
Paper No./Mail Date _____
4. ☐ Examiner's Comment Regarding Requirement for Deposit
of Biological Material
5. ☐ Notice of Informal Patent Application (PTO-152)
6. ☒ Interview Summary (PTO-413),
Paper No./Mail Date Conducted on 07/06.
7. ☒ Examiner's Amendment/Comment
8. ☒ Examiner's Statement of Reasons for Allowance
9. ☐ Other _____


KAMBIZ ZAND
PRIMARY EXAMINER

DETAILED ACTION

EXAMINER'S AMENDMENT

An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Robert M. Siminski, (Registration No 36,007) on 10/23/2006. There were several multiple dependent claims, which were incorrectly dependent on other multiple dependent claims. Furthermore, there were minor informalities recited in some of the dependent claims, which should be fixed.

In order to correct this, Applicant has agreed to change the dependency and fix some of the informalities found in the following claims.

The application has been amended as follows :

In the claims:

10. (Currently amended) In claim 10, please delete "in any of claims 7 to 9" and replace it with "in claim 9". Furthermore, in claim 10, please delete "said collected log information" and replace it with "said log information".
11. (Currently amended) In claim 11, please delete "in any of claims 7 to 10" and replace it with "in claim 10".
12. (Currently amended) In claim 12, please delete "in any of claims 7 to 11" and replace it with "in claim 11".

Art Unit: 2132

13. (Currently amended) In claim 13, please delete "in any of claims 7 to 12" and replace it with "in claim 7 or 8". Furthermore, in claim 13, please delete "deice to be monitored" and replace it with "device to be monitored".

15. (Currently amended) In claim 15, please delete "in claim 13 or 14" and replace it with "in claim 13".

19. (Currently amended) In claim 19, please delete "in claim17 or 18" and replace it with "in claim 18".

20. (Currently amended) In claim 20, please delete "in any of claims 17 to 19" and replace it with "in claim 19". Furthermore, in claim 20, please delete "receiving said various setting information" and replace with "receiving various setting information".

21. (Currently amended) In claim 21, please delete "in claim 19 or 20" and replace it with "in claim 19".

22. (Currently amended) In claim 22, please delete "in any of claims 17 to claim 21" and replace it with "in claim 21".

23. (Currently amended) In claim 23, please delete "in any of claims 17 to 22" and replace it with "in claim 21".

24. (Currently amended) In claim 24, please delete "in any of claims 7 to 23" and replace it with "in claim 7".

26. (Currently amended) In claim 26, please delete "in claim 24 or 25" and replace it with "in claim 24".

27. (Currently amended) In claim 27, please delete "in any of claims 24 to 26" and replace it with "in claim 24".

28. (Currently amended) In claim 28, please delete "in any of claims 24 to 27" and replace it with "in claim 24".

29. (Currently amended) In claim 29, please delete "in any of claims 24 to 28" and replace it with "in claim 24".

Art Unit: 2132

30. (Currently amended) In claim 30, please delete "in any of claims 24 to 29" and replace it with "in claim 24".

31. (Currently amended) In claim 31, please delete "in any of claims 24 to 30" and replace it with "in claim 24".

32. (Currently amended) In claim 32, please delete "in any of claims 24 to 31" and replace it with "in claim 24".

33. (Currently amended) In claim 33, please delete "in any of claims 24 to 32" and replace it with "in claim 24".

34. (Currently amended) In claim 34, please delete "in any of claims 24 to 33" and replace it with "in claim 24".

35. (Currently amended) In claim 35, please delete "in any of claims 7 to 34" and replace it with "in claim 7".

44. (Currently amended) In claim 44, please delete "in any of claims 41 to 43" and replace it with "in claim 43".

45. (Currently amended) In claim 45, please delete "in any of claims 41 to 44" and replace it with "in claim 43".

46. (Currently amended) In claim 46, please delete "in any of claims 41 to 45" and replace it with "in claim 41 or 42".

47. (Currently amended) In claim 47, please delete "in any of claims 41 to 46" and replace it with "in claim 41 or 42".

49. (Currently amended) In claim 49, please delete "in claim 47 or 48" and replace it with "in claim 47".

53. (Currently amended) In claim 53, please delete "in claim 51 or 52" and replace it with "in claim 52".

Art Unit: 2132

54. (Currently amended) In claim 54, please delete "in any of claims 51 to 53" and replace it with "in claim 53". Furthermore, in claim 53, please delete "receiving said various setting information" and replace with "receiving various setting information".

55. (Currently amended) In claim 55, please delete "in any of claims 53 or 54" and replace it with "in claim 53".

56. (Currently amended) In claim 56, please delete "in any of claims 51 to 55" and replace it with "in claim 55".

57. (Currently amended) In claim 57, please delete "in any of claims 51 to 56" and replace it with "in claim 55".

Conclusion


Any inquiry concerning this communication or earlier communications from the examiner should be directed to Samson B Lemma whose telephone number is 571-272-3806. The examiner can normally be reached on Monday-Friday (8:00 am---4: 30 pm).

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, BARRON JR GILBERTO can be reached on 571-272-3799. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

SAMSON LEMMA

S.L.
10/25/2006


KAMBIZ ZAND
PRIMARY EXAMINER